

- 88 (ii) the owner cohabitant; or
- 89 (iii) ~~[any other person]~~ another individual.

90 (b) ~~[H]~~ Except as provided in Subsection (2), if the owner of a firearm requests return
 91 of the firearm in person at the law enforcement agency's office, the law enforcement agency:

- 92 (i) may not hold the firearm under this section; and
- 93 (ii) shall return the firearm to the owner.

94 (2) A law enforcement agency may not return a firearm to an owner under Subsection
 95 (1)(b) if the owner of the firearm:

96 (a) is a restricted person under Section 76-10-503; or

97 ~~H→ [(b) (i) is alleged to have committed a class A misdemeanor or felony domestic violence~~
 98 ~~offense;~~

99 ~~——(ii) (b) (i) ←H is arrested and booked into a county jail on H→ [the] a ←H domestic~~
 99a ~~violence offense;~~

100 ~~H→ [(iii) (ii) ←H has had a court determine that probable cause existed for the arrest; and~~

101 ~~H→ [(iv) (iii) ←H is subject to a jail release agreement or a jail release court order arising~~
 101a ~~out of the~~

102 ~~H→ [alleged] domestic violence ←H offense.~~

103 (3) Unless a firearm is an illegal firearm subject to Section 53-5c-202, a law
 104 enforcement agency that receives a firearm in accordance with this chapter shall:

- 105 (a) record:
 - 106 (i) the owner cohabitant's name, address, and phone number;
 - 107 (ii) the firearm serial number and the make and model of each firearm committed; and
 - 108 (iii) the date that the firearm was voluntarily committed;

109 (b) require the cohabitant to sign a document attesting that the cohabitant resides in the
 110 home;

111 (c) hold the firearm in safe custody ~~[for]~~:

112 (i) for 60 days after the day on which the firearm is voluntarily committed; or

113 (ii) (A) for an owner described in Subsection (2), during the time the jail release
 114 agreement or jail release court order is in effect; and

115 (B) for 60 days after the day on which the jail release agreement or jail release court
 116 order expires; and

117 (d) upon proof of identification, return the firearm to:

- 118 (i) (A) the owner cohabitant after the expiration of the 60-day period; or